IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 10TH APRIL 2007 / 20TH CHAITHRA 1929

WP(C).No. 4530 of 2007(L)

CC.1790/2006 of J.M.F.C.-III, PUNALUR

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PETITIONER:

MURALEEDHARAN PILLAI,
S/O. VASUDEVAN PILLAI, NILAVU, ARAMPUNNA,
ELAMPAL, PUNALUR, KOLLAM DISTRICT.

BY ADV. SMT.MEREENA JOSEPH

RESPONDENTS:

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1. STATE OF KERALA,
REPRESENTED BY THE SUB INSPECTOR OF POLICE,
PUNALUR, KOLLAM DISTRICT THROUGH THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. THE SUPERINTENDENT OF POLICE,
POLICE HEAD QUARTERS, KOLLAM.

3. THE DIRECTOR GENERAL OF POLICE,
KERALA STATE, POLICE HEAD QUARTERS,
THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI. GIKKU JACOB.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 10/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 4530 of 2007(L):

APPENDIX

EXT.P1 - THE TRUE COPY OF THE ACCIDENT CUM WOUND CERTIFICATE ISSUED FROM THE TALUK HOSPITAL, PUNALUR.

EXT.P2 – THE TRUE COPY OF THE SCANNING REPORT.

EXT.P3 – THE TRUE COPY OF THE FIR, FIS AND MAHAZAR.

EXT.P4 – THE TRUE COPY OF THE REPORT DATED 17/10/06.

EXT.P4(a) – TRUE COPY OF THE REPORT IN CRIME NO.630/06 AND 633/06.

EXT.P5 – TRUE COPY OF THE WOUND CERTIFICATE ISSUED FROM THE TALUK HOSPITAL PUNALUR.

EXT.P6 – TRUE COPY OF THE FIS, FIR AND MAHAZAR IN CRIME NO.630/06.

EXT.P7 – TRUE COPY OF THE FINAL REPORT IN CC NO.1790/06.

EXT.P8 – TRUE COPY OF THE APPLICATION SUBMITTED BY THE PETITIONER BEFORE THE RESPONDENTS 1 TO 3.

EXT.P9 – TRUE COPY OF THE POSTAL RECEIPT AND ACKNOWLEDGMENT CARD ISSUED FROM THE RESPONDENTS 1 TO 3.

EXT.P10 – TRUE COPY OF SUMMONS ISSUED TO THE PETITIONER IN CC NO.1790/06.

//TRUE COPY//

R. BASANT, J.

W.P.(C) NO. 4530 OF 2007-L

Dated this the 10th day of April, 2007

JUDGMENT

Statement has been filed by the 1st respondent. The statement shows that investigation into Crime No.633/06 is now complete. Final report has already been filed. Cognizance has been taken and the case is numbered as C.C. No.395/07. It is further reported by the Investigating Officer that the learned Magistrate has been apprised of the fact that C.C.No.395/07 and C.C.No.1790/06 are in the nature of a case and counter case and that both cases have to be tried simultaneously.

2. I am satisfied, in these circumstances, that the precise grievance raised by the petitioner in this writ petition is now satisfied. No further directions are necessary in this writ petition. Needless to say that the petitioner's right to challenge the final report, if he is aggrieved by the final report

submitted in Crime No.633/06, shall remain unfettered by the disposal of this writ petition.

3. This writ petition is accordingly dismissed.

Sd/-

(R. BASANT, JUDGE)

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//true copy//

P.S. to Judge

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